Gregg M. Galardi, Esq. Dion W. Hayes (VSB No. 34304)
Ian S. Fredericks, Esq. Douglas M. Foley (VSB No. 34304) SKADDEN, ARPS, SLATE, MEAGHER & MCGUIREWOODS LLP FLOM, LLP One Rodney Square PO Box 636 Wilmington, Delaware 19899-0636 (804) 775-1000 (302) 651-3000

Douglas M. Foley (VSB No. 34364) One James Center 901 E. Cary Street Richmond, Virginia 23219

- and -

Chris L. Dickerson, Esq. SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP 155 North Wacker Drive Chicago, Illinois 60606 (312) 407-0700

Counsel to the Debtors and Debtors in Possession

> IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION

- - - - - - - - - x In re: Chapter 11 CIRCUIT CITY STORES, INC., : Case No. 08-35653 (KRH) <u>et</u> <u>al</u>., Debtors. : Jointly Administered - - - - - - - - - x

DEBTORS' SIXTIETH OMNIBUS OBJECTION TO CLAIMS (DISALLOWANCE OF CERTAIN (I) NO LIABILITY (LEGAL CLAIMS); (II) NO LIABILITY (MISCELLANEOUS CLAIMS); AND (III) NO LIABILITY (SUBCONTRACTOR CLAIMS))

The debtors and debtors in possession in the abovecaptioned cases (collectively, the "Debtors"), hereby file

<sup>1</sup> The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Circuit City Stores, Inc. (3875), Circuit City Stores West Coast, Inc. (0785), InterTAN, Inc. (0875),

Ventoux International, Inc. (1838), Circuit City Purchasing Company, LLC (5170), CC Aviation, LLC (0841), CC Distribution Company of Virginia,

their Sixtieth Omnibus Objection to Claims (Disallowance of Certain (i) No Liability (Legal Claims); (ii) No Liability (Miscellaneous Claims); and (iii) No Liability (Subcontractor Claims)) (the "Objection"), and hereby move this Court, pursuant to sections 105 and 502 of title 11 of the United States Code, 11 U.S.C. §§ 101 et seq. (as amended, the "Bankruptcy Code"), Rule 3007 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), and Local Bankruptcy Rule 3007-1, for an order, the proposed form of which is attached hereto as Exhibit A, granting the relief sought by this Objection, and in support thereof states as follows:

# JURISDICTION AND VENUE

1. This Court has jurisdiction to consider this
Objection under 28 U.S.C. §§ 157 and 1334. This is a core
proceeding under 28 U.S.C. § 157(b). Venue of these cases
and this Objection in this district is proper under 28
U.S.C. §§ 1408 and 1409. The statutory and legal predicates
for the relief requested herein are Bankruptcy Code sections

Inc. (2821), Circuit City Proper ties, LLC (3353), Kinzer Technology, LLC (2157), Abbott Advertising Agency, Inc. (4659), Patapsco Designs, Inc.(6796), Sky Venture Corp. (0311), PRAHS, Inc.(n/a), XSStuff, LLC (9263), Mayland MN, LLC (6116), Courchevel, LLC (n/a), Orbyx Electronics, LLC (3360), and Circuit City Stores PR, LLC (5512). The address for Circuit City Stores West Coast, Inc. is 9250 Sheridan Boulevard, Westminster, Colorado 80031. For all other Debtors, the address was 9950 Mayland Drive, Richmond, Virginia 23233 and currently is 4951 Lake Brook Drive, Glen Allen, Virginia 23060.

105 and 502, and Rule 3007 of the Federal Rules of Bankruptcy Procedure.

## BACKGROUND

- 2. On November 10, 2008 (the "Petition Date"), the Debtors filed voluntary petitions in this Court for relief under chapter 11 of the Bankruptcy Code.
- 3. The Debtors continue to manage and operate their businesses as debtors in possession pursuant to Bankruptcy Code sections 1107 and 1108.
- 4. On November 12, 2008, the Office of the United
  States Trustee for the Eastern District of Virginia
  appointed a statutory committee of unsecured creditors (the "Creditors' Committee"). To date, no trustee or examiner
  has been appointed in these chapter 11 cases.
- 5. On November 12, 2008, the Court appointed Kurtzman Carson Consultants LLC ("KCC") as claims, noticing and balloting agent for the Debtors in these chapter 11 cases pursuant to 28 U.S.C. § 156(c).
- 6. On December 10, 2009, the Court entered that certain Order Pursuant to Bankruptcy Code Sections 105 and 502 and Bankruptcy Rules 2002, 3003(c)(3), and 9007 (I) Setting General Bar Date and Procedures for Filing Proofs of Claim; and (II) Approving Form and Manner of Notice Thereof

(Docket No. 890) (the "Claims Bar Date Order").

- 7. Pursuant to the Claims Bar Date Order, the deadline for filing all "claims" (as defined in 11 U.S.C. § 105(5)) arising before November 10, 2008 against the Debtors by any non-governmental entity was 5:00 p.m. (Pacific) on January 30, 2009 (the "General Bar Date"). The deadline for governmental units to file claims that arose before November 10, 2009 was 5:00 p.m. (Pacific) on May 11, 2009 (the "Governmental Bar Date"). Pursuant to the Claims Bar Date Order, this Court approved the form and manner of the claims bar date notice, which was attached as Exhibit A to the Claims Bar Date Order (the "Claims Bar Date Notice").
- 8. On December 17 and 19, 2008, KCC served a copy of the Claims Bar Date Notice on all parties who filed notices of appearance pursuant to Bankruptcy Rule 2002, all of the Debtors' scheduled creditors in these cases, the Debtors' equity holders, and certain other parties (Docket No. 1314). In addition, the Debtors published the Claims Bar Date Notice in <a href="The Wall Street Journal">The Wall Street Journal</a> (Docket No. 1395) and <a href="The Richmond Times-Dispatch">The Richmond Times-Dispatch</a> (Docket No. 1394).
- 9. On January 16, 2009, the Court authorized the Debtors, among other things, to conduct going out of business sales at the Debtors' remaining 567 stores pursuant

to an agency agreement (the "Agency Agreement") between the Debtors and a joint venture, as agent (the "Agent"). On January 17, 2009, the Agent commenced going out of business sales pursuant to the Agency Agreement at the Debtors remaining stores. As of March 8, 2009, the going out of business sales at the Debtors' remaining stores had been completed.

- 10. On April 1, 2009, this Court entered an Order Establishing Omnibus Objection Procedures and Approving the Form and Manner of Notice of Omnibus Objections (Docket No. 2881) (the "Omnibus Objection Procedures Order").
- 11. On May 15, 2009, the Court entered that certain Order Pursuant to Bankruptcy Code Sections 105 and 503 and Bankruptcy Rules 2002 and 9007 (i) Setting Administrative Bar Date and Procedures For Filing and Objecting To Administrative Expense Request and (ii) Approving Form and Manner of Notice Thereof (Docket No. 3354) (the "Administrative Claims Bar Date Order").
- 12. Pursuant to the Administrative Claims Bar Date Order, the deadline for filing all Administrative Expense Requests (as defined in the Administrative Claims Bar Date Order) was 5:00 p.m. (Pacific) on June 30, 2009. Pursuant to the Administrative Claims Bar Date Order, this Court

approved the form and manner of the claims bar date notice, which was attached as Exhibit A to the Administrative Claims Bar Date Order (the "Claims Bar Date Notice").

Administrative Claims Bar Date Notice on all parties who filed notices of appearance pursuant to Bankruptcy Rule 2002, all of the Debtors' scheduled creditors in these cases, the Debtors' equity holders, and certain other parties (Docket No. 3397). In addition, the Debtors published the Administrative Claims Bar Date Notice in the Financial Times (Docket No. 3970), The Richmond Times—Dispatch (Docket No. 3969), and The Wall Street Journal (Docket No. 3968).

## OBJECTIONS TO CLAIMS

- 14. By this Objection, the Debtors seek entry of an order, in substantially the form attached hereto as <u>Exhibit</u>

  <u>A</u>, pursuant to Bankruptcy Code sections 105(a) and 502 and Bankruptcy Rule 3007, disallowing the claims listed on Exhibit C, Exhibit D and Exhibit E attached hereto.
- 15. For ease of reference, attached as <u>Exhibit B</u> is an alphabetical listing of all claimants whose Claims are included in this Objection (the "Claimants"), with a cross-reference by claim number.

### A. NO LIABILITY (LEGAL CLAIMS)

- 16. The basis for the disallowance of the claims listed on <a href="Exhibit C">Exhibit C</a> attached hereto is that all of the claims (the "No Liability Legal Claims") allege claims against the Debtors arising from pending litigation, prospective litigation, or other threatened litigation claims to which the Debtors deny liability. After reviewing the No Liability Legal Claims and the bases upon which they are asserted, and reviewing the Debtors' books and records, the Debtors dispute any liability for the No Liability Legal Claims.
- 17. At this time, the Debtors have not completed their review of the validity of all claims/expenses filed against their estates, including the No Liability Legal Claims.

  Accordingly, the No Liability Legal Claims may be the subject of additional subsequently filed objections. To that end, the Debtors reserve the right to further object to any and all claims, whether or not the subject of this Objection, for allowance and/or distribution purposes, and on any other grounds. Furthermore, the Debtors reserve the right to modify, supplement and/or amend this Objection as it pertains to any Claim or Claimant herein.

### B. NO LIABILITY (MISCELLANEOUS CLAIMS)

- 18. The basis for the disallowance of the claims listed on <a href="Exhibit D">Exhibit D</a> attached hereto (the "No Liability Miscellaneous Claims") is that the claims appear to relate to or arise from payroll, service contracts, warranty protection plans, or other alleged liabilities for which Debtors dispute any liability. After reviewing the No Liability Miscellaneous Claims and the bases upon which they are asserted and reviewing the Debtors' books and records, the Debtors dispute any liability for the No Liability Miscellaneous Claims.
- 19. At this time, the Debtors have not completed their review of the validity of all claims/expenses filed against their estates, including the No Liability Miscellaneous Claims. Accordingly, the Claims may be the subject of additional subsequently filed objections. To that end, the Debtors reserve the right to further object to any and all claims, whether or not the subject of this Objection, for allowance and/or distribution purposes, and on any other grounds. Furthermore, the Debtors reserve the right to modify, supplement and/or amend this Objection as it pertains to any Claim or Claimant herein.

### C. NO LIABILITY (SUBCONTRACTOR CLAIMS)

- 20. Exhibit E includes claims that relate to or arise from claims that the claimants may have against certain third parties, including certain contractors and/or vendors of the Debtors (the "No Liability Subcontractor Claims"). The basis for the disallowance of the claims listed on Exhibit E attached hereto is that the Debtors are not in privity with the claimants asserting the No Liability Subcontractor Claims, and therefore have no obligations or liabilities owing to such parties. Accordingly, the claimants are not entitled to any claims from the Debtors' bankruptcy estates.
- 21. At this time, the Debtors have not completed their review of the validity of all claims/expenses filed against their estates, No Liability (Subcontractor) Claims.

  Accordingly, the Claims may be the subject of additional subsequently filed objections. To that end, the Debtors reserve the right to further object to any and all claims, whether or not the subject of this Objection, for allowance and/or distribution purposes, and on any other grounds.

  Furthermore, the Debtors reserve the right to modify, supplement and/or amend this Objection as it pertains to any Claim or Claimant herein.

### RESERVATION OF RIGHTS

22. As noted above, the Debtors reserve their rights to file objections to these Claims at a later time on any grounds that bankruptcy or non-bankruptcy law permits. The Debtors likewise reserve the right to modify, supplement and/or amend this Objection as it pertains to any claim or claimant herein.

### NOTICE AND PROCEDURE

Notice of this Objection has been provided to all 23. claimants with claims that are the subject to this Objection as identified on Exhibit C, Exhibit D, and Exhibit E (the "Claimants"), respectively, and to parties-in-interest in accordance with the Court's Order Pursuant to Bankruptcy Code Sections 102 and 105, Bankruptcy Rules 2002 and 9007, and Local Bankruptcy Rules 2002-1 and 9013-1 Establishing Certain Notice, Case Management and Administrative Procedures (Docket No. 130) (the "Case Management Order"). The Debtors submit that the following methods of service upon the Claimants should be deemed by the Court to constitute due and sufficient service of this Objection: (a) service in accordance with Federal Rule of Bankruptcy Procedure 7004 and the applicable provisions of Federal Rule of Civil Procedure 4; (b) to the extent counsel for a

Claimant is not known to the Debtors, by first class mail, postage prepaid, on the signatory of the Claimant's proof of claim form or other representative identified in the proof of claim form or any attachment thereto; or (c) by first class mail, postage prepaid, on any counsel that has appeared on the Claimant's behalf in the Debtors' bankruptcy cases. The Debtors are serving the Claimant with this Objection and the exhibit on which the Claimant's claim is listed.

properly serves a response to this Objection by 4:00 p.m. on December 14, 2009 as required by the Case Management Order and under applicable law, and the parties are unable to otherwise resolve the Objection, the Debtors request that the Court conduct a status conference with respect to any such responding claimant at 10:00 a.m. on December 21, 2009 and thereafter schedule the matter for a future hearing as to the merits of such claim. However, to the extent any Claimant fails to timely file and properly serve a response to this Objection as required by the Case Management Order and applicable law, the Debtors request that the Court enter

<sup>&</sup>lt;sup>2</sup> In accordance with the Omnibus Objection Procedures Order, Claimants who timely respond to the Objection do not need to appear at the status conference.

an order, substantially in the form attached hereto as <a href="Exhibit A">Exhibit A</a>, disallowing the No Liability (Legal Claims); No Liability (Miscellaneous Claims); and No Liability (Subcontractor Claims) set forth in <a href="Exhibit C">Exhibit D</a>, and Exhibit E attached hereto.

# COMPLIANCE WITH BANKRUPTCY RULE 3007 AND THE OMNIBUS OBJECTION PROCEDURES ORDER

25. This Objection complies with Bankruptcy Rule
3007(e). Additionally, the Debtors submit that this
Objection is filed in accordance with the Omnibus Objection
Procedures Order.

### WAIVER OF MEMORANDUM OF LAW

26. Pursuant to Local Bankruptcy Rule 9013-1(G), and because there are no novel issues of law presented in the Motion, the Debtors request that the requirement that all motions be accompanied by a written memorandum of law be waived.

### NO PRIOR RELIEF

27. No previous request for the relief sought herein has been made to this Court or any other court.

WHEREFORE, the Debtors request the Court to enter an Order sustaining this Objection and granting such other and further relief as the Court deems appropriate.

Dated: Richmond, Virginia SKADDEN, ARPS, SLATE, MEAGHER & November 20, 2009 FLOM, LLP

FLOM, LLP
Gregg M. Galardi, Esq.
Ian S. Fredericks, Esq.
P.O. Box 636
Wilmington, Delaware 19899-0636
(302) 651-3000

- and -

SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP
Chris L. Dickerson, Esq.
155 North Wacker Drive
Chicago, Illinois 60606
(312) 407-0700

- and -

MCGUIREWOODS LLP

/s/ Douglas M. Foley
Dion W. Hayes (VSB No. 34304)
Douglas M. Foley (VSB No. 34364)
One James Center
901 E. Cary Street
Richmond, Virginia 23219
(804) 775-1000

Counsel for Debtors and Debtors in Possession

### EXHIBIT A

Gregg M. Galardi, Esq. Ian S. Fredericks, Esq. SKADDEN, ARPS, SLATE, MEAGHER & MCGUIREWOODS LLP FLOM, LLP One Rodney Square PO Box 636 Wilmington, Delaware 19899-0636 (804) 775-1000 (302) 651-3000

Dion W. Hayes (VSB No. 34304) Douglas M. Foley (VSB No. 34364) One James Center 901 E. Cary Street Richmond, Virginia 23219

- and -

Chris L. Dickerson, Esq. SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP 155 North Wacker Drive Chicago, Illinois 60606 (312) 407-0700

Counsel to the Debtors and Debtors in Possession

> IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION

- - - - - - - - - x In re: Chapter 11

CIRCUIT CITY STORES, INC., : Case No. 08-35653 (KRH)

et al.,

Debtors. :

Jointly Administered

ORDER SUSTAINING DEBTORS' SIXTIETH OMNIBUS OBJECTION TO CLAIMS (DISALLOWANCE OF CERTAIN (I) NO LIABILITY (LEGAL CLAIMS); (II) NO LIABILITY (MISCELLANEOUS CLAIMS); AND (III) NO LIABILITY (SUBCONTRACTOR CLAIMS))

THIS MATTER having come before the Court on the Debtors' Sixtieth Omnibus Objection to Claims ((Disallowance of Certain (I) No Liability (Legal Claims); (II) No Liability (Miscellaneous Claims); and (III) No Liability

(Subcontractor Claims)) (the "Objection"), which requested, among other things, that the claims specifically identified on <a href="Exhibit C">Exhibit D</a>, and <a href="Exhibit E">Exhibit E</a> attached to the Objection be disallowed for those reasons set forth in the Objection; and it appearing that due and proper notice and service of the Objection as set forth therein was good and sufficient and that no other further notice or service of the Objection need be given; and it further appearing that no response was timely filed or properly served by the Claimants being affected by this Order; and it appearing that the relief requested on the Objection is in the best interest of the Debtors, their estates and creditors and other parties—in—interest; and after due deliberation thereon good and sufficient cause exists for the granting of the relief as set forth herein,

### IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

- 1. The Objection is GRANTED.
- 2. The Claims identified on Exhibit A, Exhibit B and Exhibit C as attached hereto and incorporated herein are forever disallowed in their entirety for all purposes in these bankruptcy cases.
- 3. The Debtors' rights and abilities to object to any claim included in the Objection on any grounds and on any

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bases are hereby preserved in their entirety.

4. The Debtors shall serve a copy of this Order on the claimants included on the exhibits to this Order on or before five (5) business days from the entry of this Order.

Dated: Richmond, Virginia \_\_\_\_\_\_, 2009

HONORABLE KEVIN R. HUENNEKENS UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

Gregg M. Galardi, Esq.
Ian S. Fredericks, Esq.
SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP
One Rodney Square
PO Box 636
Wilmington, Delaware 19899-0636
(302) 651-3000

- and -

Chris L. Dickerson, Esq. SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP 155 North Wacker Drive Chicago, Illinois 60606 (312) 407-0700

- and -

/s/ Douglas M. Foley
Dion W. Hayes (VSB No. 34304)
Douglas M. Foley (VSB No. 34364)
MCGUIREWOODS LLP
One James Center
901 E. Cary Street
Richmond, Virginia 23219
(804) 775-1000

Counsel to the Debtors and Debtors in Possession

#### CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Douglas M. Foley
Douglas M. Foley

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In re: Circuit City Stores, Inc, et al. Case No. 08-35653 (KRH)

Debtors' Sixtieth Omnibus Objection to Claims (Disallowance Of Certain No Liability Claims)

Exhibit B - Claimants and Related Claims Subject To Sixtieth Omnibus Objection to Claims

Claim Holder	Claim Exhibit
AGV CONSTRUCTION INC	1609 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
AMANDA COMPTON	14554 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
ASHLEY ISAAC	14526 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
BOOKER, JAMAL	4230 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
BRUCE DAVIS	13286 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
BRUCE SENATOR	13082 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
CARTER, ARTIE	14262 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
CHIRAG GOVANI	12329 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
	· ·
CITIGROUP INC	10037 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
GENERAL MASONRY & CONCRETE INC	5254 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
GENERAL MASONRY & CONCRETE INC	6511 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
HAMPTON, HERMAN DESEAN	4722 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
HILGENBERG, JOHN & EVELYN	10263 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
HILLSON ELECTRIC INC	4015 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
IMPERIAL PAVING CO , INC	8134 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
J&L ELECTRICAL SERVICES INC	8693 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
J&L ELECTRICAL SERVICES INC	9371 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
JACK HERNANDEZ AND ALL THOSE SIMILARLY SITUATED	6045 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
JEAN DASGUPTA	4423 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
JOE A CARROW	9085 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
JOHN ROHRER CONTRACTING CO	4016 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
JOHNSON, STEVEN	12225 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
KOEHLER, KATHY	5246 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
KUNYSZ, WILLIAM	4300 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
LANG CONSTRUCTION INC	4018 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
	· · · · · · · · · · · · · · · · · · ·
LUCERO, JOSHUA THOMAS	4882 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
MARTIN, JOHNNY	2986 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
MARTINEZ, JASON WARWICK	6260 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
MIGUEL, AUSTIN	11603 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
MITZI INTERNATIONAL HANDBAGS	1641 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
OHIO BUREAU OF WORKERS COMPENSATION	13646 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
OKLAHOMA DEPARTMENT OF AGRICULTURE FOOD AND FORESTRY	12306 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
PATRICIA CIESLA	13261 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
PATRICIA JOHNSON	13035 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
PATRICK SEELYE	11760 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
PUBLIC COMPANY ACCOUNTING OVERSIGHT BOARD	14216 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
READING. GLEN	8179 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
ROBERT GENTRY AND ALL THOSE SIMILARLY SITUATED	6039 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
RODOLFO ROLDAN	8359 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
SABLE, BILL	3033 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
SNOW. CHRISTOPHER	
,	4238 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
STEELE, PHILLIP LEE	14123 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
STEWART, MARK	9295 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)
SUNTECH SERVICES OF FLORIDA	9273 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
THEODORE F WAHL	13601 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)

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In re: Circuit City Stores, Inc, et al. Case No. 08-35653 (KRH)

Debtors' Sixtieth Omnibus Objection to Claims (Disallowance Of Certain No Liability Claims)

Exhibit B - Claimants and Related Claims Subject To Sixtieth Omnibus Objection to Claims

Claim Holder	Claim Exhibit
THOMPSON BUILDING MATERIALS FONTANA	5363 EXHIBIT E - (DISALLOWANCE OF CERTAIN NO LIABILITY SUBCONTRACTOR CLAIMS)
TY D PAUL	12503 EXHIBIT D - (DISALLOWANCE OF CERTAIN NO LIABILITY MISCELLANEOUS CLAIMS)
YOUNG, JACKSON H	2591 EXHIBIT C - (DISALLOWANCE OF CERTAIN NO LIABILITY LEGAL CLAIMS)

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Of Certain No Liability Legal Claims)

# **EXHIBIT C**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER		RTED MOUNT *	DATE FILED	DOCKETED DEBTOR
AMANDA COMPTON 2649 CORONADO RDG LEXINGTON, KY 40511	14554	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$750.00 \$750.00	08/11/2009	CIRCUIT CITY STORES, INC. (08-35653)
ASHLEY ISAAC 617 S 76TH ST BIRMINGHAM, AL 35206-5227	14526	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$850,000.00 \$850,000.00	07/28/2009	CIRCUIT CITY STORES, INC. (08-35653)
BOOKER,JAMAL JEFFREY R ELLIOTT ESQ KOZLOFF STOUDT 2640 WESTVIEW DR BOX 6286 WYOMISSING, PA 19610	4230	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$50,000.00 \$50,000.00	01/20/2009	CIRCUIT CITY STORES, INC. (08-35653)
CHIRAG GOVANI MARK BRADSHAW ESQ SHULMAN HODGES & BASTIAN LLP 26632 TOWNE CTR DR STE 300 FOOTHILL RANCH, CA 92610	12329	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$3,400,680.10 \$3,400,680.10	04/22/2009	CIRCUIT CITY STORES WEST COAST, INC. (08-35654)
CITIGROUP INC SARA B BLOTNER ESQ 125 BROAD ST 7TH FL NEW YORK, NY 10004	10037	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	UNL	01/30/2009	CIRCUIT CITY STORES WEST COAST, INC. (08-35654)

<sup>&</sup>quot;UNL" denotes an unliquidated claim.

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### **EXHIBIT C**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER		ERTED AMOUNT *	DATE FILED	DOCKETED DEBTOR
HAMPTON, HERMAN DESEAN 4902 HARVEST FIELDS CIR MEMPHIS, TN 38125-4725	4722	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$1,000.00 \$1,000.00	01/23/2009	CIRCUIT CITY STORES, INC. (08-35653)
HILGENBERG, JOHN & EVELYN KENNETH G GILMAN GILMAN & PASTOR LLP 225 FRANKLIN ST 16TH FL BOSTON, MA 02110	10263	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	UNL	01/30/2009	CIRCUIT CITY STORES, INC. (08-35653)
JACK HERNANDEZ AND ALL THOSE SIMILARLY SITUATED C O RIGHETTI LAW FIRM PC MATTHEW RIGHETTI 456 MONTGOMERY ST STE 1400 SAN FRANCISCO, CA 94104	6045	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$23,940,292.00 \$23,940,292.00	01/13/2009	CIRCUIT CITY STORES WEST COAST, INC. (08-35654)
MARTINEZ, JASON WARWICK 621 WEST 7TH ST PUEBLO, CO 81003	6260	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$5,291.97 \$81.94 \$5,373.91	01/27/2009	CIRCUIT CITY STORES, INC. (08-35653)
OKLAHOMA DEPARTMENT OF AGRICULTURE FOOD AND FORESTRY ATTN JAMES WOODRUFF 2800 N LINCOLN BLVD OKLAHIOMA CITY, OK 73105-4298	12306	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$5,000.00 \$5,000.00	04/20/2009	CIRCUIT CITY STORES, INC. (08-35653)

<sup>\* &</sup>quot;UNL" denotes an unliquidated claim.

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### **EXHIBIT C**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER		RTED MOUNT *	DATE FILED	DOCKETED DEBTOR
PATRICIA CIESLA WEINER LESNIAK LLP ATTORNEYS AT LAW 629 PARSIPPANY RD PO BOX 0438 PARSIPPANY, NJ 07054-0438	13261	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	UNL	06/02/2009	CIRCUIT CITY STORES, INC. (08-35653)
		Total:	UNL		
ROBERT GENTRY AND ALL THOSE SIMILARLY SITUATED C O RIGHETTI LAW FIRM PC MATTHEW RIGHETTI 456 MONTGOMERY ST STE 1400 SAN FRANCISCO, CA 94104	6039	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$7,070,131.60 \$7,070,131.60	01/13/2009	CIRCUIT CITY STORES, INC. (08-35653)
SNOW, CHRISTOPHER JEFFREY R ELLIOTT ESQ KOZLOFF STOUDT 2640 WESTVIEW DR BOX 6286 WYOMISSING, PA 19610	4238	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$50,000.00 \$50,000.00	01/20/2009	CIRCUIT CITY STORES, INC. (08-35653)
STEWART, MARK 6547 BIG CREEK PKWY PARMA HEIGHTS, OH 44130	9295	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$75,000.00 \$75,000.00	01/30/2009	CIRCUIT CITY STORES, INC. (08-35653)
YOUNG, JACKSON H 1958 FARLEY DR WILMINGTON, NC 28405-1014	2591	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$599.99 \$599.99	01/05/2009	CIRCUIT CITY STORES, INC. (08-35653)

Total: 15 \$35,448,827.60

<sup>\* &</sup>quot;UNL" denotes an unliquidated claim.

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CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER		ERTED AMOUNT *	DATE FILED	DOCKETED DEBTOR
BRUCE DAVIS 76 WEBWOOD CIR ROCHESTER, NY 14626	13286	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$250.00 \$250.00	06/08/2009	CIRCUIT CITY STORES, INC. (08-35653)
		Total:	<b>\$250.00</b>		
BRUCE SENATOR BRUCE SENATOR F 99302 CALIFORNIA MENS COLONY PO BOX 8103 SAN LUIS OBISPO, CA 93403-8103	13082	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$150.00	05/29/2009	CIRCUIT CITY STORES, INC. (08-35653)
		Total:	\$150.00		
CARROW, JOE A 14873 MASONIC BLVD WARREN, MI 48088	9085	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$644.10	01/30/2009	CIRCUIT CITY STORES, INC. (08-35653)
CARTER, ARTIE 124 E 95TH ST CHICAGO, IL 60619	14262	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$5,000.00 \$5,000.00	06/30/2009	CIRCUIT CITY STORES, INC. (08-35653)
			, , , , , , , ,		
DASGUPTA, JEAN JEAN DASGUPTA RYAN DASGUPTA 2723 PEMBSLY DR VIENNA, VA 22181	4423	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$400.00	01/20/2009	CIRCUIT CITY STORES, INC. (08-35653)
JEAN DASGUPTA RYAN DASGUPTA 2723 PEMBSLY DR	4423	Priority: Administrative 503(b)(9): Unsecured:	\$400.00	01/20/2009	

<sup>\* &</sup>quot;UNL" denotes an unliquidated claim.

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CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER		ERTED AMOUNT *	DATE FILED	DOCKETED DEBTOR
JOHNSON, STEVEN 1538 PEMBERTON DR COLUMBUS, OH 43221	12225	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$65.00	03/30/2009	CIRCUIT CITY STORES, INC. (08-35653)
		Total:	\$65.00		
KOEHLER, KATHY 1188 WAVING WILLOW DR KETTERING, OH 45409	5246	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$100.00	01/21/2009	CIRCUIT CITY STORES, INC. (08-35653)
		Total:	\$100.00		
KUNYSZ, WILLIAM 2213 TIMBER TRAIL PLAINFIELD, IL 60586-5084	4300	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$499.99	01/21/2009	CIRCUIT CITY STORES, INC. (08-35653)
		Total:	\$499.99		
LUCERO, JOSHUA THOMAS 280 CORTEZ ST DENVER, CO 80221	4882	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$161.46	01/21/2009	CIRCUIT CITY STORES, INC. (08-35653)
		Total:	\$161.46		
MARTIN, JOHNNY 3720 NW 63RD ST FT LAUDERDALE, FL 33309	2986	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	UNL	01/08/2009	CIRCUIT CITY STORES, INC. (08-35653)

<sup>\* &</sup>quot;UNL" denotes an unliquidated claim.

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CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER	ASSE. CLAIM A		DATE FILED	DOCKETED DEBTOR
MIGUEL, AUSTIN 1636 W 120TH LOS ANGELES, CA 90047	11603	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	UNL	02/20/2009	CIRCUIT CITY STORES WEST COAST, INC. (08-35654)
		Total:	UNL		
OHIO BUREAU OF WORKERS COMPENSATION LEGAL DIVISION BANKRUPTCY UNIT PO BOX 15567 COLUMBUS, OH 43215-0567	13646	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$2,442.43	06/26/2009	CIRCUIT CITY STORES, INC. (08-35653)
		Total:	\$2,442.43		
PATRICIA JOHNSON 2680 BELL HURST DR DUNEDIN, FL 34698	13035	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$799.99 \$799.99	05/13/2009	CIRCUIT CITY STORES, INC. (08-35653)
PATRICK SEELYE 7630 W ST ANDREWS CIR PORTAGE, MI 49024	11760	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$599.95 \$599.95	03/05/2009	CIRCUIT CITY STORES, INC. (08-35653)
PUBLIC COMPANY ACCOUNTING OVERSIGHT BOARD ATTN NINA MOJIRI AZAD OR MARY PETERS 1666 K STREET NW BALTIMORE, MD 20006	14216	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$4,700.00 \$4,700.00	07/01/2009	CIRCUIT CITY STORES, INC. (08-35653)

<sup>\* &</sup>quot;UNL" denotes an unliquidated claim.

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CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER		RTED MOUNT *	DATE FILED	DOCKETED DEBTOR
READING, GLEN 8 DEBILL COURT VERNON HILLS, IL 60061	8179	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$528.99 \$528.99	01/29/2009	CIRCUIT CITY STORES, INC. (08-35653)
ROLDAN, RODOLFO 1602 W ANAHEIM ST HARBOR CITY, CA 90710	8359	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$119.98 \$119.98	01/22/2009	CIRCUIT CITY STORES WEST COAST, INC. (08-35654)
SABLE, BILL 563 WHITE SWAN LANE LANGHORNE, PA 19047	3033	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$625.93 \$625.93	01/09/2009	CIRCUIT CITY STORES, INC. (08-35653)
STEELE, PHILLIP LEE 1208 DAWKINS ST B DURHAM, NC 27707	14123	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$3,189.00 \$3,189.00	06/30/2009	CIRCUIT CITY STORES, INC. (08-35653)
THEODORE F WAHL 3207 CYPRESS ST W MIFFLIN, PA 15122	13601	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$151.59 \$151.59	06/22/2009	CIRCUIT CITY STORES, INC. (08-35653)

<sup>&</sup>quot;UNL" denotes an unliquidated claim.

Case 08-35653-KRH Doc 5879 Filed 11/20/09 Entered 11/20/09 16:41:35 Desc Main In re: Circuit City Stores, Inc, et al. Document Pelger Sixtist Omnibus Objection to Claims (Disallowance Case No. 08-35653-KRH Of Certain No Liability Miscellaneous Claims)

# **EXHIBIT D**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER	ASSERTED CLAIM AMOUNT *		DATE FILED	DOCKETED DEBTOR
TY D PAUL 721 W A ALLEN WYLIE, TX 75098	12503	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$3,286.65	04/29/2009	CIRCUIT CITY STORES, INC. (08-35653)
		Total:	\$3,286.65		

Total: 21 \$23,715.06

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In re: Circuit City Stores, Inc, et al. Document Pelger Sixti30 Omnibus Objection to Claims (Disallowance Case No. 08-35653-KRH

Of Certain No Liability Subcontractor Claims)

### **EXHIBIT E**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER		RTED MOUNT *	DATE FILED	DOCKETED DEBTOR
AGV CONSTRUCTION INC ARMANDO GUERRERO 132 CARRINGTON DR ROCKWALL, TX 75032	1609	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$11,644.00 \$11,644.00	12/12/2008	CIRCUIT CITY STORES, INC. (08-35653)
GENERAL MASONRY & CONCRETE INC 2445 E GUASTI RD 1ST FL ONTARIO, CA 91761	5254	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$40,472.30 \$40,472.30	01/23/2009	CIRCUIT CITY STORES, INC. (08-35653)
GENERAL MASONRY & CONCRETE INC 2445 E GUASTI RD 1ST FL ONTARIO, CA 91761	6511	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$37,647.77 \$37,647.77	01/23/2009	CIRCUIT CITY STORES, INC. (08-35653)
HILLSON ELECTRIC INC C O GARY V FULGHUM 2800 COMMERCE TOWER 911 MAIN ST KANSAS CITY, MO 64105	4015	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$51,187.09 \$51,187.09	01/19/2009	CIRCUIT CITY STORES, INC. (08-35653)
IMPERIAL PAVING CO , INC 10715 BLOOMFIELD AVE SANTA FE SPRINGS, CA 90670	8134	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$36,880.20 \$36,880.20	01/29/2009	CIRCUIT CITY STORES, INC. (08-35653)

<sup>\* &</sup>quot;UNL" denotes an unliquidated claim.

Case 08-35653-KRH Doc 5879 Filed 11/20/09 Entered 11/20/09 16:41:35 Desc Main In re: Circuit City Stores, Inc, et al. Document Pelyter Sixtist Omnibus Objection to Claims (Disallowance Case No. 08-35653-KRH Of Certain No Liability Subcontractor Claims)

### **EXHIBIT E**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER	ASSE. CLAIM A		DATE FILED	DOCKETED DEBTOR
J&L ELECTRICAL SERVICES INC C O CATHERINE HARRISON KING MILLER & MARTIN PLLC 1170 PEACHTREE ST NE STE 1170 ATLANTA, GA 30309-7706	9371	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$105,825.09 \$105,825.09	01/30/2009	CIRCUIT CITY STORES, INC. (08-35653)
J&L ELECTRICAL SERVICES INC C O CATHERINE HARRISON KING MILLER & MARTIN PLLC 1170 PEACHTREE ST NE STE 1170 ATLANTA, GA 30309-7706	8693	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$50,934.94 \$50,934.94	01/30/2009	CIRCUIT CITY STORES, INC. (08-35653)
JOHN ROHRER CONTRACTING CO C O GARY V FULGHUM 2800 COMMERCE TOWER 911 MAIN ST KANSAS CITY, MO 64105	4016	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$49,315.86 \$49,315.86	01/19/2009	CIRCUIT CITY STORES, INC. (08-35653)
LANG CONSTRUCTION INC C O GARY V FULGHUM 2800 COMMERCE TOWER 911 MAIN ST KANSAS CITY, MO 64105	4018	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$43,623.16 \$43,623.16	01/19/2009	CIRCUIT CITY STORES, INC. (08-35653)
MITZI INTERNATIONAL HANDBAGS EULER HERMES ACI AGENT OF MITZI INTERNATIONAL HANDBAGS 800 RED BROOK BLVD OWINGS MILLS, MD 21117	1641	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$23,184.80 \$23,184.80	12/09/2008	CIRCUIT CITY STORES, INC. (08-35653)

<sup>\* &</sup>quot;UNL" denotes an unliquidated claim.

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# **EXHIBIT E**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER	ASSERTED CLAIM AMOUNT *		DATE FILED	DOCKETED DEBTOR
SUNTECH SERVICES OF FLORIDA ATTN JEFF BOBLOOCH 1024 ROYAL BIRKDALE DR TARPON SPRINGS, FL 34688	9273	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	\$20,000.00	01/30/2009	CIRCUIT CITY STORES, INC. (08-35653)
THOMPSON BUILDING MATERIALS FONTANA PO BOX 950 FONTANA, CA 92334	5363	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$9,420.53 \$9,420.53	01/23/2009	CIRCUIT CITY STORES, INC. (08-35653)

Total: 12 \$480,135.74